

**BOARD OF PAROLE HEARINGS  
Executive Board Meeting  
Monday, December 19, 2016**

**OPEN SESSION**

**(All times are approximate and subject to change.)**  
**[http://www.cdcr.ca.gov/BOPH/meeting\\_agenda.html](http://www.cdcr.ca.gov/BOPH/meeting_agenda.html)**

1515 K Street  
Executive Board Meeting Room  
Suite 550  
Sacramento, California 95814

**START TIME: 1:00 p.m.**

**AGENDA**

**MEETING CALLED TO ORDER**

1. Roll Call

**CONSENT CALENDAR**

2. Approval of the Draft Minutes from the November 21 and 22, 2016 Board of Parole Hearings Executive Board Meeting.
3. Approval of the Parole Suitability Hearings and Backlog Report for December 2016.
4. Approval of Motions for Hearings with Procedural Errors – No motions to consider.
5. Public Comment on Consent Calendar – Comments are limited to five minutes. Items on the consent calendar are considered routine and non-controversial. All matters are approved by one motion unless a Board Member requests separate action.

**REPORTS AND PRESENTATIONS**

6. Report from Executive Officer
  - Introduction of New Commissioners Pat Cassady and Troy Taira
  - Update on Commissioner Ali Zarrinnam
  - Introduction of Nicole Feltsen, Correctional Counselor III
  - Retirement of Elizabeth Allen, Chief Administrator, Offender Investigations and Screening Division
  - Report on Warden's Meeting
  - CDAA Winter Workshop in January 2017
  - Three Judge Court Monthly Status Report
7. Report from Chief Counsel
  - New Assistant Chief Counsel and Senior Staff Attorneys
  - *In re Butler*
  - Update on Term Calculations

**For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinators at (916) 445-6631 or (916) 323-7997, at least five (5) working days prior to the scheduled meeting. All persons and property entering into this facility may be subject to search. No unauthorized weapons are allowed pursuant to Penal Code Section 171b.**

8. Report from Chief Deputy of Program Operations
  - Update on Access to Inmate Central Files
9. Report from Chief Deputy of Field Operations
  - Introduction of New Deputy Commissioners
10. Report from Chief Psychologist, Forensic Assessment Division
  - Risk Assessment Workload Update
  - Introduction of New Psychologists
  - Psychologist Training
11. Report from Chief Administrator, Offender Investigations and Screening Division
  - Introduction of New Parole Agent

#### **PRESENTATIONS**

12. Communication and De-escalation Techniques, presented by Patrick Sahota, Correctional Sergeant, Office of Training and Professional Development, CDCR

#### **OPEN COMMENTS**

13. BPH Commissioners – Agenda Items for Future Meetings
14. Public Comment – Comments are limited to five minutes. The public may comment on any item related to Board business. However, the Board will not consider comments about future parole hearings. Those comments should be sent to the prison where the inmate is housed so that they can be considered by the panel assigned to the case.

#### **MEETING RECESSED TO TUESDAY, DECEMBER 20, 2016**

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**BOARD OF PAROLE HEARINGS  
Executive Board Meeting  
Monday, December 19, 2016**

**CLOSED SESSION**

*(All times are approximate and subject to change.)*

1515 K Street  
Executive Board Conference Room  
Sacramento, California 95814

**START TIME: 3:00 p.m.**

**DISCUSSION**

**Consideration of Matters Posing a Threat or Potential Threat of Criminal Activity**

Pursuant to Government Code section 11126(c)(18)

*(A Board may meet in closed session to consider matters posing a threat or potential threat of criminal activity against the personnel, property, buildings, facilities, or equipment, including electronic data, where disclosure of these considerations could compromise or impede safety or security.)*

**Issue**

1. Inmate Disciplinary Documentation in the Strategic Offender Management System (SOMS) and the Electronic Records Management System (ERMS), presented by Guy Foss, Correctional Lieutenant, CDCR

**Overview of Pending Litigation and Writs of Habeas Corpus**

Pursuant to Government Code section 11126(e)(1)

*(Nothing in this article shall be construed to prevent a state body, based on the advice of its legal counsel, from holding a closed session to confer with, or receive advice from, its legal counsel regarding pending litigation when discussion in open session concerning those matters would prejudice the position of the state body in the litigation.)*

**Issue**

2. *Coleman/Plata v. Brown* (E.D. Cal., Case No. 2:90-CV-0520 LKK JFRM P and N.D. Cal., Case No. C01-1351 THE)(pending), presented by Jennifer Shaffer, Executive Officer, and Jennifer Neill, Chief Counsel

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**BOARD OF PAROLE HEARINGS  
Executive Board Meeting  
Tuesday, December 20, 2016**

**CLOSED SESSION**

*(All times are approximate and subject to change.)*

1515 K Street  
Executive Board Conference Room  
Sacramento, California 95814

**START TIME: 9:00 a.m.**

**DISCUSSION**

**Overview of Facts and Circumstances with Significant Exposure to Litigation**

Pursuant to Government Code section 11126(e)(2)(B)(i)

*(For purposes of this subdivision, litigation shall be considered pending when any of the following circumstances exist: A point has been reached where, in the opinion of the state body on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the state body.)*

**Issue**

1. Use of Confidential Information in the Central File, presented by Jennifer Neill, Chief Counsel, and Nicole Feltsen, Correctional Counselor III

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**BOARD OF PAROLE HEARINGS  
Executive Board Meeting  
Tuesday, December 20, 2016**

**OPEN SESSION**

*(All times are approximate and subject to change.)*

1515 K Street  
Executive Board Meeting Room  
Suite 550  
Sacramento, California 95814

**START TIME: 10:00 a.m.**

**AGENDA**

**MEETING RECONVENED (Continued from December 19, 2016)**

15. Roll Call

**EN BANC REFERRALS**

16. Referral pursuant to Penal Code section 1170(e) to determine eligibility for recommendation to sentencing court for recall of sentence. Members of the public may address the Board for a period not to exceed five (5) minutes.

**A. ALVAREZ, GUADALUPE      T-37865**

Sentencing Court:  
Sacramento

**B. RIOS, PHILIP      J-03186**

Sentencing Court:  
Los Angeles

**C. TOMLIN, GARY      T-87584**

Sentencing Court:  
Tulare

17. Referral by the Governor pursuant to Penal Code section 3041.1 and California Code of Regulations, title 15, section 2044(b) to request review of a parole decision by the full board. Members of the public may address the Board for a period not to exceed five (5) minutes.

**D. BEWLEY, ORLAGH      WA-4475**

Sentencing Court:  
Riverside

18. Referral pursuant to Penal Code section 3041 to either grant or deny parole when there is a tie vote. Public comment is prohibited pursuant to Penal Code section 3041(e).

**E. MEISTER, ROBERT      B-84309**

Sentencing Court(s):  
Los Angeles

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### **OPEN COMMENTS**

19. Public Comment – Comments are limited to five minutes. The public may comment on any item related to Board business. However, the Board will not consider comments about future parole hearings. Those comments should be sent to the prison where the inmate is housed so that they can be considered by the panel assigned to the case.

The decisions in the above hearings will be posted as soon as they are finalized in the lobby on the ground floor of 1515 K Street. They will also be posted within 24 hours on the BPH internet page at the following address: [www.cdcr.ca.gov/BOPH/enbanc.html](http://www.cdcr.ca.gov/BOPH/enbanc.html).

### **CLOSED SESSION – EN BANC REFERRALS**

Pursuant to Government Code section 11126(c)(4)

*("...[N]or shall anything in this article be construed to prevent a state body from holding a closed session when considering and acting upon the determination of a term, parole, or release of any individual or other disposition of an individual case, or if public disclosure of the subjects under discussion nor consideration is expressly prohibited by statute.")*

### **ADJOURNMENT**

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